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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/879,854
Applicant: : Schinazi, *et al.*
Filed : June 12, 2001
TC/A.U. : 1623
Examiner : Traviss C. McIntosh III

Confirmation No. 3686

Docket No. : 18085.105093 (EMU 120 CIP CON)
Customer No. : 20786

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

May 21, 2007

TERMINAL DISCLAIMER

Dear Sir:

The owners of the entire interest in the above-identified present application, Emory University, The UAB Research Foundation, and Centre National De La Recherche Scientifique hereby disclaim, except as provided below, the terminal part of the statutory term of any patent granted on the present application, which would extend beyond the expiration date of the full statutory term of prior patent No. 6,245,749 as the terms of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer.

The owners hereby agree that any patent so granted on the present application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the present application and is binding upon the grantee, its successors or assigns. Assignment documents establishing the owner's rights in U.S.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8 (a)

I hereby certify that the attached correspondence is being electronically transmitted via facsimile (571-273-8300) to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 21, 2007.

May 21, 2007

Date


John Ezcurra

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Patent Application No. 08/485,716, now abandoned, to which both U.S. Patent No. 6,245,749 and the present application claim priority, are recorded with the U.S. Patent Office at Reel/Frame 7837/0358, 7837/0733 and 7837/0257.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the present application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patents, as the term of said prior patents are presently shortened by any terminal disclaimer, in the event that said prior patents later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, have all claims cancelled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

A Credit Card Authorization form is enclosed, authorizing the Commissioner to charge \$580, which includes the \$130 fee required for filing this Terminal Disclaimer, as well as the \$450 fee for the accompanying two month extension of time. The Commissioner is authorized to charge any deficiency to Deposit Account 11-0980.

The undersigned is authorized to sign on behalf of the owner.

Respectfully submitted,

Date: May 21, 2007

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